



05-17-04

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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE**PETITION TO REVIVE UNDER 37 C.F.R. §  
1.137(b)**Docket Number:  
**10537/96**Confirmation No.:  
**1822**Application Number  
**09/832,637**Filing Date  
**April 11, 2001**Examiner  
**KYLE, Michael J.**Art Unit  
**3676**Invention Title  
**BRUSH SEAL**Inventor(s)  
**GAIL et al.****RECEIVED**

MAY 19 2004

**OFFICE OF PETITIONS**

Address to:  
**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition to revive the above-identified patent application under 37 C.F.R. § 1.137(b). The application became unintentionally abandoned for failure to timely respond to the Office Action mailed on November 6, 2003.

The reply to the Office Action dated November 6, 2003 in the form of a Response is enclosed herewith.

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

A favorable decision on this Petition and the reinstatement of this application is respectfully requested.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.17(m) fee for this Petition to Revive Under 37 C.F.R. § 1.137(b), in the amount of **\$1,330.00**, as well any additional fees that may be required in connection with this petition or the enclosed

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Response, including any extension fees which may be required under 37 C.F.R. §1.136(a), to the Deposit Account of Kenyon & Kenyon, Deposit Account No. **11-0600**. The Commissioner is hereby requested to credit any overpayment in connection with the papers transmitted herewith to the Deposit Account of Kenyon & Kenyon, Deposit Account No. **11-0600**. A duplicate copy of this paper is enclosed for charging purposes.

Dated:

**May 13, 2004**

By:

R. L. Mayer, Clk, W.

Richard L. Mayer (Reg. No. 22,490)

*R. L.*

*42,194*

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